GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants - Panchayat Raj and Rural Development Department – Sri Y.Koteswara Rao, DEE., PRI., SD Santhanuthalapadu - Departmental proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No. 434 **Dated:14.05.2018**

ORDER:

It is proposed to hold an inquiry against Sri Y.Koteswara Rao, Deputy Executive Engineer, PRI., Sub Division Santhanuthalapadu in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri Y.Koteswara Rao, Deputy Executive Engineer, PRI., Sub Division Santhanuthalapadu is directed to submit his written statement of defence within ten (10) days of the receipt of this order.

4. Sri Y.Koteswara Rao, Deputy Executive Engineer, PRI., Sub Division Santhanuthalapadu is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Y.Koteswara Rao, Deputy Executive Engineer, PRI., Sub Division Santhanuthalapadu is further informed that if he does not submit his Written Statement of Defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Sri Y.Koteswara Rao, Deputy Executive Engineer, PRI., Sub Division Santhanuthalapadu is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri Y.Koteswara Rao, Deputy Executive Engineer, PRI., Sub Division Santhanuthalapadu is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Y.Koteswara Rao, Deputy Executive Engineer, PRI., Sub Division Santhanuthalapadu **through** the Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.

Contd…P.2/

The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve and return the acknowledged copy and Written Statement of Defense).

Copy to:

The General Administration (Vigilance & Enforcement) Department, Administrative block, 2nd floor, Pandit Nehru Bus Station, Vijayawada.

The Secretary, Andhra Pradesh Vigilance Commission, 5th Block, first floor, Sectt., Buildings, Velagapudi, Guntur Dist.

The Panchayat Raj & Rural Development (Estt.I) Department.

S.f./S.c.

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI Y.KOTESWARA RAO, DEE., PRI., SD., SANTHANUTHALAPADU

CHARGE:-

That Sri Y.Koteswara Rao, DEE., PRI., SD Santhanuthalapadu has committed grave irregularities in execution of Cement and Gravel road works in Yedugundlapadu (V), Maddipadu (M), Prakasam District and caused loss to the Government exchequer to a tune of Rs.8,75,428/-, in contravention of APCS (Conduct) Rules, 1964, in as much as he Check – measured the following two gravel roads which were of substandard quality without actually executing gravel sub base layers as per sanctioned estimate and the rejected value of GSB layer is Rs.1,03,154/- (Rs.76,400 + Rs.26,754):-

1)Mtc of road from D.Lakshminarayana House to SC burial ground
2)Mtc internal roads in SC colony in Yedugundlapadu Panchayat, Maddipadu Mandal

Thus, Sri Y.Koteswara Rao, DEE., PRI., SD Santhanuthalapadu by his above mentioned acts, has exhibited lack of integrity, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant, in contravention of Rule - 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI Y.KOTESWARA RAO, DEE., PRI., SD., SANTHANUTHALAPADU

The V&E Department has inspected fifteen Cement and Gravel road works in Yedugundlapadu Village, Maddipadu Mandal, Prakasam Dist. and furnished their Vigilance Report No.72 (1338/V&E/E/2016), dated:01.08.2017 and stated as follows :-

i. The quality of CC roads laid are not up to standards as the average thickness of verified 11 CC roads were not satisfying the standards. The CC pavement laid in 6 roads is liable for rejection due to deficiency in thickness beyond tolerable limits. The allegation that amounts were drawn without doing gravel roads is substantiated.

ii. The Asst. Engineer, MPP., Maddipadu lost 6 M.Books pertaining to the alleged works in Yedugundlapadu. No bill copies were maintained either in Panchayat or by the Asst. Engineer.

iii. A deficiency of 8.66m to 51.33mm was observed in the average thickness of 11 CC roads laid in Yedugundlapadu Village. Out of 11 CC roads verified, in 5 roads, the decficiency in thickness was 8.66mm to 23.67mm which is within tolerable limits of 25mm and the deficiency in 6 roads is beyond tolerable limits and are liable for rejection as per codal provisions. The value of rejected CC pavement was worked out to Rs.4,66,400/-. In the remaining 5 roads, an amount of Rs.99,810/- has to be recovered from the bills of the contractor towards short thickness observed in CC pavement of roads executed.

iv. In the work, "gravelling road from Poleramma gudi to burial ground", the average thickness of gravel base + GSB obtained was 121.67mm and 76.67mm at 60m &90m respectively against a total thickness of 300mm thick as per provisions in the estimate with a deficiency of 59.44 & 74.44% respectively. The layers are liable for rejection and the value of rejected work is nearly Rs.64,968/-.

v. In the work "Mtc road from D.Lakshminarayana house to SC burial ground", the thickness of GSB layer was verified at chainage 110m and the average thickness observed was 86.67mm against specified 150mm thickness with a deficiency of 63.33mm (42.22% less) and the GSB layer is liable for rejection. The approximate value of rejected value of work is Rs.76,400/-.

vi. In the work "Mtc internal roads in SC Colony", out of 3 gravel roads proposed in the estimate, 2 roads were covered by CC pavements subsequently. In the remaining road, the GSB layer thickness observed was 111mm against 150mm specified with a deficiency of 39mm (26.00% less) which is liable for rejection. The rejected value of work is Rs.26,754/-.

vii. Yedugundlapadu Panchayat proposed 2 gravel roads i.e., Poleramma temple to burial ground and 2)Mtc D.Lakshminarayana house to SC burial ground in both MGNREGS & with Gram Panchayat funds which is duplication of works.

Sri Y.Koteswara Rao, Deputy Executive Engineer is responsible for the irregularities mentioned above especially S.No. v, vi & vii as a field level staff.

(p.t.o.)

Thus, Sri Y.Koteswara Rao, Deputy Executive Engineer, PRI SD, Santhanuthalapadu has failed to discharge his legitimate duties properly and acted for his personal gain as he has not executed the above work as per specified provisions and caused loss to the Government, to a tune of Rs.8,75,428/- in contravention of APCS (Conduct) Rules, 1964.

Hence, the charge.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE -III

List OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI Y.KOTESWARA RAO, DEE., PRI., SD., SANTHANUTHALAPADU ARE PROPOSED TO BE SUSTAINED.

Vigilance Report No.72 (C.No.1338/V&E/E/2015) dated:01.08.2017

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI Y.KOTESWARA RAO, DEE., PRI., SD., SANTHANUTHALAPADU ARE PROPOSED TO BE SUSTAINED

Nil.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER